

Attorney Docket No.: TSAku01US1

10/174.183

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Delbert Tesar
Serial No. 10/714,183
Filing Date: November 14, 2003
Group Art Unit: 3681
Examiner: Pang, Roger L.
Title: STANDARDIZED ROTARY ACTUATOR

FILE COPY

Mail Stop: Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certification Under 37 C.F.R. 1.8

Date of Mailing: May 9, 2005
I hereby certify that I have caused the documents indicated below to be deposited with the United States Postal under 37 CFR § 1.8 on the date indicated above and addressed to the Mail Stop: Office of Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
Lee Ann Carter
Lee Ann Carter

CORRECTED SIGNATURE LINE

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
UNAVOIDABLY ABANDONED UNDER 37 CFR §1.137(a)

Dear Sir:

Applicant hereby petitions for revival of this application. The above-identified application became abandoned for failure to pay fees associated with the filing of an Amendment on January 12, 2005.

Applicant requested his former law firm to transfer the above-referenced patent application to this law firm for further prosecution. Upon receipt of the file, Applicant immediately responded to an outstanding Office Action mailed July 12, 2004 that was due on or before January 12, 2005. Applicant submitted a response to the Amendment, updated drawings, a PTO Credit Card Form and a postcard to be filed. However, this law firm was informed on April 6, 2005 in a telephone conversation with the U.S. Patent and Trademark Office that this patent application was abandoned for failure to pay fees associated with the filing of the Amendment. Applicant, however, does not have a copy of that Notice of Abandonment to enclose with this Petition.

05/12/2005
01 FC:2452
02 FC:1252
16714183

250.00 OP
240.00 OP

HULSEY^{IP}

ATTORNEYS + COUNSELORS WHEN I.P.
MATTERS 1250 S. CAPITAL OF TEXAS HIGHWAY,
BUILDING THREE, SUITE 610
AUSTIN, TEXAS 78746
P] (512) 795-1295; F] (512) 233-2602
WWW.HULSEYIPLAW.COM

RECEIVED
CENTRAL FAX CENTER

MAY 11 2005

To: Examiner Douglas **Fax:** (703) 872-9306

From: William N. Hulsey III **Date:** May 11, 2005

Re: 10/714,183 **Pages:** 12 (Including Cover Sheet)

CC:

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Examiner Douglas,

Attached please find the Corrected Signature Line Petition for Revival of an Application in the above-referenced matter which we have filed with the Office of Petitions. Per your phone message, our first filing of this Petition was incorrectly signed (signature block). The attached is a copy for your records.

Please feel free to contact me should you have any questions or concerns.

.....

Attorney Docket No.: TSAR001US1

10/174,183

Applicant respectfully submits that the Amendment was filed with a Credit Card Form instructing the U.S. Patent and Trademark Office to charge the fees for a three-month extension of time to reply that was due and owing to the credit card that was listed on the form. Applicant hereby submits a copy of the Credit Card Form and postcard that were filed with said Amendment.

Applicant hereby submits a check to cover the cost of the Amendment and respectfully requests this Office to revive the above-referenced application. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required. The petition fee for a small entity, according to 37 CFR §1.17(l), of \$250.00 is also enclosed.

If the Examiner has any questions or comments, or if further clarification is required, it is requested that the Examiner contact the undersigned at the telephone number listed below. When contacting the undersigned, please reference Attorney Docket No. TSAR001US1.

Respectfully submitted,

By: 

William N. Hulsey III
Reg. No. 33,402

Dated: May 9, 2005

HULSEY^{IP} Intellectual Property Attorneys, P.C.
1250 S. Capital of Texas Hwy.
Building 3, Suite 610
Austin, Texas 78746
(512) 658-7173 [Telephone]
(512) 233-2602 [Fax]

Attorney William N. Hulse III, Reg. No. .402**Paper**

1. Corrected Signature Line Petition for Revival of an Application for Patent (2 pages); 2. Copy of previously filed Petition for Revival of an Application for Patent (4 pages); 3. Copy of previously sent Credit Card Payment Form (1 page); 3. Copy of previously sent postcard (1 page); 4. Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address (1 page); 5. Power of Attorney and Correspondence Address Indication Form (1 page); and 6. Return Postcard

Filing Date:
S.N.

November 14, 2003

10/714,183

Client - ApplicantDelbert
TesarAtty.
Docket

TSAR001US1

Title:

STANDARDIZED ROTARY ACTUATOR

Mail Stop: Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Inventors:

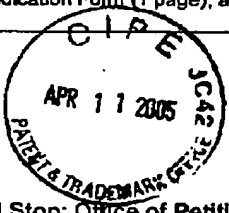
Delbert Tesar

WNI:lac May 9, 2005

FILE COPY

FILE COPY

Attorney	William N. Hulsey III, Reg. No. 33,402		
Paper	1. Petition for Revival of an Application for Patent (2 pages); 2. Copy of previously sent Credit Card Payment Form (1 page); 3. Copy of previously sent postcard (1 page); 4. Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address (1 page); 5. Power of Attorney and Correspondence Address Indication Form (1 page); and 6. Return Postcard		
Filing Date:	November 14, 2003		
S.N.	10/714,183		
Client - Applicant	Delbert Tesar	Atty. Docket	TSAR001US1
Title:	STANDARDIZED ROTARY ACTUATOR		Mail Stop: Office of Petitions Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
Inventors:	Delbert Tesar		
			WNH:lac April 7, 2005

Attorney	William N. Hulsey III, Reg. No. 33,402		
Paper	1. Petition for Revival of an Application for Patent (2 pages); 2. Copy of previously sent Credit Card Payment Form (1 page); 3. Copy of previously sent postcard (1 page); 4. Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address (1 page); 5. Power of Attorney and Correspondence Address Indication Form (1 page); and 6. Return Postcard		
Filing Date:	November 14, 2003		
S.N.	10/714,183		
Client - Applicant	Delbert Tesar	Atty. Docket	TSAR001US1
Title:	STANDARDIZED ROTARY ACTUATOR		 Mail Stop: Office of Petitions Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
Inventors:	Delbert Tesar		
			WNH:lac April 7, 2005

AMERICAN BANK
BOX 5
AUSTIN, TX 78760-0005

1052

88-328/1143

MULSEY INTELLECTUAL 02-05
PROPERTY LAWYERS, PC
1000 S CAPITAL OF TX HWY BLDG 3, STE 610
AUSTIN, TX 78746

4/7/2005

PAY TO THE
ORDER OF

Director of US Patent and Trademark Office

\$ 760.00

Seven Hundred Sixty and 00/100

DOLLARS

Director of US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

FOR

10/714,183 Petition for Revival of An Application

⑈001052⑈ ⑆114903284⑆ 2110005041⑈

Director of US Patent and Trademark Office

4/7/2005
TSAR001US1 Petition for Revival of An Appliat

1052

760.00

American Bank

10/714,183 Petition for Revival of An Applic

760.00

TSAR001US1 Petition for Revival of An Appliat

760.00

American Bank

10/714,183 Petition for Revival of An Applic

760.00

Attorney Docket No.: TSAR001US1

10/174,183

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Delbert Tesar
Serial No. 10/714,183
Filing Date: November 14, 2003
Group Art Unit: 3681
Examiner: Pang, Roger L.
Title: STANDARDIZED ROTARY ACTUATOR

RECEIVED
CENTRAL FAX CENTER

MAY 11 2005

Mail Stop: Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certification Under 37 C.F.R. 1.8

Date of Mailing: April 7, 2005

I hereby certify that I have caused the documents indicated below to be deposited with the United States Postal under 37 CFR § 1.8 on the date indicated above and addressed to the Mail Stop: Office of Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Lee Ann Carter

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT

UNAVOIDABLY ABANDONED UNDER 37 CFR §1.137(a)

Dear Sir:

Applicant hereby petitions for revival of this application. The above-identified application became abandoned for failure to pay fees associated with the filing of an Amendment on January 12, 2005.

Applicant requested his former law firm to transfer the above-referenced patent application to this law firm for further prosecution. Upon receipt of the file, Applicant immediately responded to an outstanding Office Action mailed July 12, 2004 that was due on or before January 12, 2005. Applicant submitted a response to the Amendment, updated drawings, a PTO Credit Card Form and a postcard to be filed. However, this law firm was informed on April 6, 2005 in a telephone conversation with the U.S. Patent and Trademark Office that this patent application was abandoned for failure to pay fees associated with the filing of the Amendment. Applicant, however, does not have a copy of that Notice of Abandonment to enclose with this Petition.

Applicant respectfully submits that the Amendment was filed with a Credit Card Form instructing the U.S. Patent and Trademark Office to charge the fees for a three-month extension

Attorney Docket No.: TSAR001US1

10/174.183

of time to reply that was due and owing to the credit card that was listed on the form. Applicant hereby submits a copy of the Credit Card Form and postcard that were filed with said Amendment.

Applicant hereby submits a check to cover the cost of the Amendment and respectfully requests this Office to revive the above-referenced application. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required. The petition fee for a small entity, according to 37 CFR §1.17(i), of \$250.00 is also enclosed.


If the Examiner has any questions or comments, or if further clarification is required, it is requested that the Examiner contact the undersigned at the telephone number listed below. When contacting the undersigned, please reference Attorney Docket No. TSAR001US1.

Respectfully submitted,

By: //William N. Hulsey III//
William N. Hulsey III
Reg. No. 33,402

Dated: April 7, 2005

HULSEY^{IP} Intellectual Property Attorneys, P.C.
1250 S. Capital of Texas Hwy.
Building 3, Suite 610
Austin, Texas 78746
(512) 658-7173 [Telephone]
(512) 233-2602 [Fax]

Attorney	Willa A. Hulsey III, Reg. No. 33,400		
Paper	1. Amendment (7 page); 2. Drawings (11 pages); 3-Credit Card Form (1 page); and 4. Return Postcard		
Filing Date:	November 14, 2003		
S.N.	10/714,183		
Client - Applicant	Tesar	Atty. Docket	TSAR001US1
Title:	STANDARDIZED ROTARY ACTUATOR		 Mail Stop: Amendments Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
Inventors:	Tesar		
	WNH:rjm		Jan. 12, 2005

PTO/SB/32 (08-04)
Approved for use through 1/1/2005. OMB 0831-0035
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Department of Commerce Act of 1909, no person is required to respond to a collection of information unless it carries a valid OMB control number.

REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS	Application Number	10/714,183
	Filing Date	11/14/03
	First Named Inventor	Debert Tesar
	Art Unit	3881
	Examiner Name	Paeg, Roger L.
	Agency Docket Number	TSARD01US1

I hereby revoke all previous powers of attorney given in the above-identified application.

☒ A Power of Attorney is submitted herewith.

OR

☐ I hereby appoint the practitioners associated with the Customer Number:

☒ Please change the correspondence address for the above-identified application to:

☐ The address associated with
Customer Number:

OR

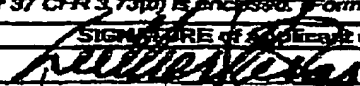
<input type="checkbox"/> Firm or Individual Name	HULSEY [®] Intellectual Property Lawyers, P.C.		
Address	1350 South Capital of Texas Highway Building Three, Suite 610		
City	Austin	State	Texas
Country	USA		
Telephone	512-735-1225	Fax	512-233-2502

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(p) is enclosed. Form PTO/SB/90

SIGNATURE OF Applicant or Assignee of Record

Signature			
Name			
Date		Telephone	

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representatives are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.55. The information is required to obtain or assist a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22304-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22304-1450.

If you need assistance in completing the form, our 1-800-PTO-0119 can assist you.

RECEIVED
CENTRAL FAX CENTER

MAY 11 2005

(512) 732-2879

p.7

May 05 03:02p

Lee Ann Carter

Approved for use through 11/30/2005. OMB 0581-0026
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Patent and Trademark Act of 1980, no notice is required to record a collection of information unless it contains a valid power of attorney.

**POWER OF ATTORNEY
and
CORRESPONDENCE ADDRESS
INDICATION FORM**

Application Number	10714.183
Filing Date	11/14/03
First Named Inventor	Robert Foster
Title	Standardized Rotary Actuator
Art Unit	3801
Examiner Name	Pang, Roger L.
Attorney Contact Number	TSAC001081

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

☒ Practitioners associated with the Customer Number:

OR

☒ Practitioner(s) named below:

Name	Registration Number
William N. Halsey, III	33,402

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☐ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

☒ Firm or Individual Name: Halsey IP Intellectual Property Lawyers, P.C.

Address: 1250 South Capital of Texas Highway
Building Three, Suite 610

City: Austin State: Texas Zip: 78748

Country: USA

Telephone: 512-395-1295 Fax: 512-395-2602

I am the:

☐ Applicant/inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.78(b) is enclosed. (Form PTO/SB/69)

SIGNATURE OF Applicant or Assignee of Record

Signature	<i>William N. Halsey, III</i>	Date	
Name		Telephone	
Title and Company			

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file and by the USPTO to process an application. Confidentiality is governed by 38 U.S.C. 125 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. This will vary depending upon the individual case. Any comments on the accuracy of this time and cost estimate should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1480, Alexandria, VA 22313-1480. DO NOT SEND FEES OR COMPLETED FORMS TO THIS AGENCY. SEND TO: Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22313-1480.

If you need assistance in completing this form, call 1-800-PTO-9199 and select option 2.